

**TOWN OF DARIEN  
BOARD OF SELECTMEN  
APRIL 22, 2013**

ATTENDANCE:      Acting First Selectman: David Campbell;  
David Bayne, John Lundeen, Gerald Nielsen.

STAFF:              Karl Kilduff, Administrative Officer.

CALL TO ORDER

Mr. Campbell called the meeting to order at 7:45 p.m. and stated that the Selectmen as listed were in attendance, and there was a quorum present.

FIRST SELECTMAN'S REPORT

Mr. Campbell read First Selectman Stevenson's report as follows:

- Unwanted Drug Collection Day is this Saturday from 10-2 at the Darien Recycling Center.
- Darien Human Services Department is now an Operation Fuel Application Center. This will allow for more efficient processing of applications for residents who need are applying for assistance. Folks can contribute to the Operation Fuel Fund by donating a dollar or more on their utility bill.

Thank you to Dave Campbell for being Acting First Selectman and for chairing tonight's meeting.

ADMINISTRATIVE OFFICER'S REPORT

Mr. Kilduff gave his report as follows:

- The Long Island Futures Fund Grant for support of environmental remediation of the Upper Pond above Gorham's Pond, as mentioned at last month's meeting, is in progress.
- Status on the application for \$150,000 for Storm Sandy clean-up is in progress with assistance from DEEP on the lengthy application. FEMA will be back for another inspection on the clean up of the Junior Sailing building, and there is ongoing dialogue on hazardous abatement and environmental remediation. We are waiting quote from DEEP on clean-up of oil leak from underground storage tank.

PUBLIC COMMENT – None

NEW BUSINESS

Discuss and Take Action:

Grant Permission to the Darien Chamber of Commerce to Hold Darien Sidewalk Sale & Family Fun Days from July 10 through July 15, 2013.

Mr. Bayne asked about businesses that do not officially participate and any potential insurance liability involved. Mr. Campbell explained that this is addressed in the letter from Carol Wilder-Tamme, and the request for a temporary suspension and waiver of Zoning Regulation 373. He added that First Selectman Stevenson is aware of this issue and will speak to Mr. Bayne regarding possible zoning violations, insurance issue or legal matter.

**\*\* MR. LUNDEEN MOVED TO APPROVE THE FOLLOWING:  
THE BOARD OF SELECTMEN OF THE TOWN OF DARIEN TO HEREBY GRANT  
PERMISSION TO THE DARIEN CHAMBER OF COMMERCE FOR DARIEN  
SIDEWALK SALES & FAMILY FUN DAYS TO BE HELD FROM JULY 10 THROUGH  
JULY 15, 2013 SUBJECT TO THE REQUIREMENTS OF THE DARIEN POLICE  
DEPARTMENT AND PLANNING & ZONING DEPARTMENT.**

**\*\* MR. NIELSEN SECONDED THE MOTION.**

**\*\* MOTION PASSED UNANIMOUSLY.**

Discuss and Take Action:

Grant Permission to the ITP Foundation to Hold the 8th Annual ITPMAN Triathlon and  
3rd Annual ITPKIDS Duathlon on September 14, 2013.

**\*\* MR. NIELSEN MOVED TO APPROVE THE FOLLOWING:  
THE BOARD OF SELECTMEN OF THE TOWN OF DARIEN HEREBY GRANTS  
PERMISSION TO THE ITP FOUNDATION FOR THE 8TH ANNUAL ITPMAN  
TRIATHLON AND 3RD ANNUAL ITPKIDS DUATHLON TO BE HELD SATURDAY,  
SEPTEMBER 14, 2013 SUBJECT TO THE REQUIREMENTS OF THE DARIEN  
POLICE DEPARTMENT AND PARKS & RECREATION DEPARTMENT.**

**\*\* MR. BAYNE SECONDED THE MOTION.**

**\*\* MOTION PASSED UNANIMOUSLY.**

Discuss and Take Action:

Grant permission to Bodega Taco Bar to operate in a portion of the Center Street North  
Parking Lot for Cinco de Mayo from May 4 through May 5, 2013.

Mr. Lundeen asked about the insurance certificate to cover the Town, and Mr. Kilduff replied that he has seen this, there have been discussions back and forth, and all documentation is in line.

**\*\* MR. BAYNE MOVED TO APPROVE THE FOLLOWING:  
THE BOARD OF SELECTMEN OF THE TOWN OF DARIEN HEREBY GRANTS  
PERMISSION TO BODEGA TACO TO HOLD A TWO-DAY CINCO DE MAYO  
EVENT IN A PORTION OF THE CENTER STREET NORTH PARKING LOT ON  
SATURDAY, MAY 4, 2013 AND SUNDAY, MAY 5, 2013 SUBJECT TO THE  
REQUIREMENTS OF THE DARIEN PLANNING & ZONING DEPARTMENT AND  
BOARD OF SELECTMEN.**

**\*\* MR. NIELSEN SECONDED THE MOTION.**

**\*\* MOTION PASSED UNANIMOUSLY.**

### Budget Transfer

Transfer from various accounts to the P&Z and ZBA Advertising and Motor Fuel accounts. The Planning and Zoning Department requests a transfer from the EPC Clerical and P&Z Training accounts to the P&Z and ZBA Advertising and Motor Fuel accounts.

Mr. Kilduff referred to supporting documents and explained the reasons for the transfer due to rate increases from last year's budgeting and the rebuilding due to Storm Sandy in October 2012.

### **Planning & Zoning Department**

#### **RESOLVED:**

That the following transfer of appropriations is approved for referral to the Board of Finance:

**From:** \_\_\_\_\_

**To:** \_\_\_\_\_

Acct. No.	Account	Amount	Acct. No.	Account	Amount
10204011-82004	EPC Clerical	\$1,100	10201011-82009	P&Z Advertising	\$2,000
10201011-82003	P&Z Training	2,850	10203011-82009	ZBA Advertising	1,600
			10201011-83004	Motor Fuel & Lubricant	350
	TOTAL	\$3,950		TOTAL	\$3,950

- \*\* MR. NIELSEN MOVED TO APPROVE FOR REFERRAL TO THE BOARD OF FINANCE THE ABOVE TRANSFER AS SUBMITTED.**
- \*\* MR. BAYNE SECONDED THE MOTION.**
- \*\* MOTION PASSED UNANIMOUSLY.**

### Agenda Review

Mr. Campbell noted that First Selectman Stevenson has items for review including public information and comment on video cameras along the harbor and recycling center fees.

Mr. Bayne asked about a follow-up report on the EMS Review Committee on the Post 53 Report.

Mr. Bayne stated that there was a newspaper article on Board of Education plans for additional space, but he has not seen anything on this. Mr. Campbell noted that First Selectman Stevenson is planning to have information on this at an upcoming meeting.

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

#### Special Meeting of April 8, 2013

- \*\* MR. NIELSEN MOVED TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF APRIL 8, 2013 AS SUBMITTED.**
- \*\* MR. LUNDEEN SECONDED THE MOTION.**
- \*\* MOTION PASSED WITH TWO VOTES IN FAVOR, NONE OPPOSED AND ONE ABSTENTION (BAYNE).**

### Regular Meeting of April 8, 2013

The following changes were requested:

Page 2: Mr. Lundeen asked for more detail on item 3, the report given by Mr. Campbell on the BOE Building Committee, and requested a written report to be incorporated into the minutes.

Page 3: Mr. Lundeen asked for more detail on the report given by Mr. Kilduff on the Long Island Futures Fund Grant and requested that "updated" should be changed to "introduced".

Mr. Kilduff noted that the following should be added:

The Long Island Futures Fund is a grant for support of environmental remediation of the Upper Pond above Gorham's Pond, and we will work with DEEP with the application.

**\*\* MR. LUNDEEN MOVED TO APPROVE THE MINUTES OF THE MEETING OF APRIL 8, 2013 AS AMENDED WITH CORRECTIONS NOTED.**

**\*\* MR. NIELSEN SECONDED THE MOTION.**

**\*\* MOTION PASSED WITH TWO VOTES IN FAVOR, NONE OPPOSED AND ONE ABSTENTION (BAYNE).**

OTHER BUSINESS – None

#### FORTHCOMING MEETINGS

April 23, 2013

Planning & Zoning Commission Public Hearing at 8:00 p.m.

April 23, 2013

Board of Education Regular Meeting at 7:30 p.m.

May 6, 2013

Board of Selectmen Regular Meeting at 7:45 p.m.

#### Adjournment

**\*\* MR. NIELSEN MOVED TO ADJOURN.**

**\*\* MR. BAYNE SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY**

The meeting was adjourned at 8:05 p.m.

Respectfully submitted,

Marilyn Knox

Telesco Secretarial Services